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4 Attorney for defendant,
5 RICHARD WAYNE MARTINEZ

6
7 IN THE UNITED STATES DISTRICT COURT FOR THE
8 EASTERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,)	No. CRS 04 0128 FCD
)	
10 Plaintiff,)	STIPULATION & ORDER
)	CONTINUING STATUS
11 v.)	CONFERENCE AND
)	EXCLUDING TIME
12 RICHARD WAYNE MARTINEZ,)	
)	
13 Defendant.)	"AS MODIFIED"
)	

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15 The parties hereby stipulate to the following:

- 16 1. A status conference in this matter is currently set for June 6, 2005 at 9:30
17 a.m.
- 18 2. This case involves allegedly pirated Direct TV access devices. Defense
19 counsel has requested discovery concerning the "amount of loss" claimed
20 by the government. Counsel for the government has indicated that it has
21 such discovery, and is now in the process of obtaining and disclosing
22 these materials.
- 23 3. Due to this ongoing discovery, both counsel request that the status
24 conference be continued to July 18, 2005 at 9:30 a.m. The July date is
25 requested both because of the time needed to obtain and review discovery,
26 and to account for defense counsel's pre-planned, pre-paid vacation from
27 June 20 through July 8.

1 4. It is further stipulated by the parties that time be excluded to July 18, 2005
2 for preparation of counsel pursuant to local code T4. 18 U.S.C.
3 3161(h)(8)(B)(iv).

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5 DATED: June 3, 2005 /s/ Tim Warriner
6 Attorney for defendant, RICHARD
 MARTINEZ

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8 DATED: June 3, 2005 /s/ Matthew Stegman
 Assistant U.S. Attorney

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12 ORDER

13 GOOD CAUSE APPEARING, it is hereby ordered that the status conference
14 set for June 6, 2005 be continued to July 25, 2005 at 9:30 a.m., and that time be
15 excluded to July 25, 2005 for preparation of counsel pursuant to Local Code T4,
16 18 U.S.C. 3161(h)(8)(B)(iv).

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18 DATED: June 3, 2005

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20 /s/ Frank C. Damrell Jr.
21 FRANK C. DAMRELL JR.
22 United States District Judge
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